

PATENT  
TUC920030133US1  
0022.0061

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Examiner: Not Yet Assigned  
M.T. Benhase et al. )  
Serial No.: Not Yet Assigned )  
Filed: Concurrently Herewith ) Art Unit: Not Yet Assigned  
For: METHOD, SYSTEM, AND )  
ARTICLE OF MANUFACTURE )  
FOR THE DETECTION OF )  
MISDIRECTED DATA )  
)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Dear Sirs:

In accordance with 37 CFR §§ 1.56, 1.97, and 1.98, enclosed please find Form PTO-1449 listing the attached references which might be deemed material to the examination of the above-identified application.

A. Non-English Language References

- Enclosed is a search report for a counterpart application. The search report Examiner has provided comments on the relevancy of any non-English language references cited in the search report.
- The specification incorporates comments on the relevancy of Non-English language references.
- Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references:

- B.  The information disclosure statement submitted herewith is being filed
- 1) within three months of the filing date of a national application other than a continued prosecution application under 1.53(d);
  - 2) within three months of the date of entry into the national stage as set forth in 1.491 in an international application;
  - 3) before the mailing date of a first Office Action on the merits; or
  - 4) before the mailing date of a first Office Action after filing of a Request for Continued Examination under 1.114.
- C.  The information disclosure statement transmitted herewith is being filed *after* the period specified in paragraph B, but before the mailing date of a final action under 1.113, a Notice of Allowance under 1.311, or an action otherwise closing prosecution, and is accompanied by:
- 1) a Statement under 1.97(e); or
  - 2) a fee of \$180 as set forth in 1.17(p).
- D.  The information disclosure statement transmitted herewith is being filed *after* the period specified in paragraph C, but before payment of the issue fee, and is accompanied by:
- 1) a Statement under 1.97(e); and
  - 2) a fee of \$180 as set forth in 1.17(p).

#### **STATEMENT UNDER 1.97(e)**

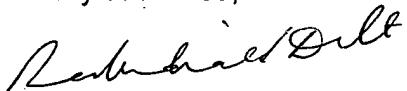
I, the person signing below, certify

- that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).
- that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign

application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

If required under paragraph C or D *supra*, enclosed is Applicant's check in the amount of \$180 as set forth in 1.17(p). Please charge any insufficiency or credit any overpayment to Deposit Account No. 09-0466. A duplicate of this letter is enclosed for fee processing.

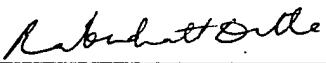
Respectfully submitted,



Rabindranath Dutta  
Registration No. 51,010  
KONRAD RAYNES VICTOR & MANN, LLP  
315 S. Beverly Drive, Suite 210  
Beverly Hills, CA 90212  
(310) 556-7983  
(310) 556-7984 (fax)

Dated: November 20, 2003

I hereby certify that this correspondence is being deposited with the Exp. Mail # EV326952996US United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 20, 2003.

  
Rabindranath Dutta

11/20/03  
(Date)

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

*Complete if Known*

Application Number	Not Yet Assigned		
Filing Date	Concurrently Herewith		
First Named Inventor	M.T. Benhase et al.		
Art Unit	Not Yet Assigned		
Examiner Name	Not Yet Assigned		
Page	1	of	1
		Attorney Docket Number	TUC920030133US1

## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number- Kind Code (if known)			
		US-5544347	08-06-1996	Yanai et al.	
		US-6131148	10-10-2000	West et al.	
		US-2002/0161852 A1	10-31-2002	Allen et al.	
		US-2002/0199060 A1	12-26-2002	Peters et al.	
		US-			
		US-			

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code- Number- Kind Code				
		JP2002271440A	09-20-2002	Hitachi Cable LTD.	(abstract)	

## OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T
		“Fibre Channel Framing and Signaling”, INCITS working draft proposed American National Standard of Accredited Standards Committee, April 9, 2003, Chapter 4	
		G. Castets et al., “IBM TotalStorage Enterprise Storage Server Implementing ESS Copy Services with IBM e server zSeries”, IBM Corporation, Document No. SG24-5680-01, April 2003, Chap. 1	

Examiner Signature	Date Considered
--------------------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.